

BEFORE THE
POSTAL REGULATORY COMMISSION
WASHINGTON, DC 20268-0001

Competitive Product Prices
Priority Mail Contract 138
(MC2015-74)
Negotiated Service Agreement

Docket No. CP2015-112

PUBLIC REPRESENTATIVE COMMENTS ON
UNITED STATES POSTAL SERVICE NOTICE OF
CHANGE IN PRICES PURSUANT TO AMENDMENT TO
PRIORITY MAIL CONTRACT 138

(January 6, 2016)

I. INTRODUCTION

The Public Representative hereby provides comments pursuant to Order No. 2973.¹ In that Order, the Commission reopens the above referenced docket to receive comments from interested persons, including the undersigned Public Representative, on a Postal Service notice to change prices in Priority Mail Contract 138.²

II. BACKGROUND

The Commission approved the original Priority Mail Contract 138 in Order No. 2640, dated August 5, 2015.³ The Postal Service states that “the prices under Priority Mail Contract 138 have changed as contemplated by the contract’s terms”. *Notice* at 1. To support the Notice, the Postal Service filed a redacted copy of the amendment in

¹ Notice and Order Concerning Amendment to a Priority Mail Negotiated Service Agreement, January 4, 2016 (Order).

² Notice of United States Postal Service of Change in Prices Pursuant to Amendment to Priority Mail contract 138, December 31, 2015 (Notice).

³ Order Adding Priority Mail Contract 138 to the Competitive Product List, August 5, 2015 (Order No. 2640).

Attachment A. The amendment is scheduled to become effective one business day after the Commission completes its review of the filing. *Notice* at 1.

III. COMMENTS

Requirements of 39 U.S.C. § 3633. Pursuant to section 3633(a), prices for competitive products must cover each product's attributable costs, not result in subsidization of competitive products by market dominant products, and ensure that all competitive products collectively contribute an appropriate share of the institutional costs of the Postal Service.

The Public Representative has reviewed the financial worksheets filed, as well as all other documentation related to the original Priority Mail Contract 138. Based upon that review, the Public Representative concludes that the requested amendment for Priority Mail Contract 138 will continue to generate sufficient revenue to cover costs thereby satisfying the requirements of 39 U.S.C. § 3633(a). Further, the original terms of the contract should help maintain the contract's ability to meet the requirements of 39 U.S.C. § 3633(a) over the lifetime of the contract. The Commission will also have an opportunity to review the revenue, cost and volume data for the amended Priority Mail Contract 138 in the future Annual Compliance Determination Reports.

The Public Representative respectfully submits the foregoing comments for the Commission's consideration.

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